

# 2

0430.

PATENT APPLICATION

5/24/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

Douglas Alan Miller et al.

Serial No.: 10/082,989

Filed: February 26, 2002

Confirmation No.: Not Yet Assigned

Atty. File No.: 45568-00020

For: METHOD AND SYSTEM FOR  
EXTERNAL ASSESSMENT OF  
HEARING AIDS THAT INCLUDE  
IMPLANTED ACTUATORS

Group Art Unit: Not Yet Assigned

Examiner: Not Yet Assigned

**INFORMATION DISCLOSURE  
STATEMENT****CERTIFICATE OF MAILING**I HEREBY CERTIFY THAT this correspondence is being deposited with  
the united states postal service as first-class mail in an envelope addressed  
to Assistant Commissioner for Patents, Washington, DC 20231 on:  
**May 22, 2002.**

MARSH FISCHMANN &amp; BREYFOGLE LLP

By:   
Michelle L. WyssCommissioner for Patents  
Washington, DC 20231

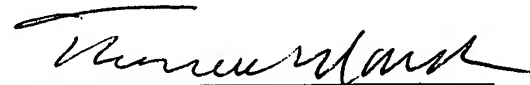
Dear Sir:

Pursuant to Applicant's duty of disclosure under 37 CFR § 1.56 and 37 CFR §§ 1.97-1.98, Applicant hereby provides a copy of each of the documents identified on the enclosed PTO Form 1449, although Applicant does not admit that any of such documents, alone or in any combination, is considered to be material to patentability as defined in 37 CFR § 1.56(b). Moreover, the inclusion of these documents is not to be construed as an admission by Applicant that each such document is prior art as to the above-identified application.

Respectfully submitted,

MARSH FISCHMANN &amp; BREYFOGLE LLP

By:

  
Thomas R. Marsh, Esq.  
Marsh Fischmann & Breyfogle LLP  
3151 South Vaughn Way, Suite 411  
Aurora, Colorado 80014  
Atty. Reg. No.: 31,039  
Telephone: 303-338-0997  
Facsimile: 303-338-1514Date: May 22, 2002